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Attorneys for Plaintiffs
JEFFERY L. LUQUE, individually and as
Guardian ad Litem for CHRISTENE LUQUE,
a minor

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Attorneys for Defendant
UNITED STATES OF AMERICA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JEFFERY L. LUQUE, individually and as) Civ. No: C 05-2471 JSW
Guardian ad Litem for CHRISTENE)
LUQUE, a minor,)
Plaintiffs,)
vs.)
THE UNITED STATES OF AMERICA,)
Defendant.)

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**STIPULATION AND
[PROPOSED] ORDER
SELECTING ADR PROCESS**

1 Plaintiffs, JEFFREY L. LUQUE, individually and as Guardian ad Litem for
2 CHRISTENE LUQUE, a minor, and Defendant, UNITED STATES OF
3 AMERICA, by and through their counsel of record hereby stipulate to participate
4 in a settlement conference before a magistrate judge. The parties anticipate being
5 ready for a settlement conference by February 2006.

6 If the parties are unable to resolve the matter at the settlement conference,
7 the parties plan to select a mediator and engage in private mediation, if necessary.
8 The parties expect that the private mediation can be completed by May 31, 2006.

9 IT IS SO STIPULATED.

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11 Dated: September 19, 2005 BANNING MICKLOW BULL & LOPEZ LLP

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13 /S/ Jennifer L. Fiore
14 EDWARD M. BULL, III
15 EUGENE A. BRODSKY
JENNIFER L. FIORE

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Attorneys for Plaintiff
RAMONA GAYTON

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18 Dated: September 19, 2005 ROBERT D. McCALLUM, JR.
19 Assistant Attorney General
JOHN K. VINCENT
20 United States Attorney

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/S/ Jeanne M. Franken
JEANNE M. FRANKEN
22 Trial Attorney
U.S. Department of Justice

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24 Attorneys for Defendant
UNITED STATES OF AMERICA

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CERTIFICATE OF SIGNATURE(S)

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I attest that the content of the document is acceptable to all persons above,
who were required to sign the document. _____ /S/ Jennifer L. Fiore _____

1 **PURSUANT TO STIPULATION IT IS ORDERED THAT:**

2 The parties are to participate in a settlement conference before a magistrate
3 judge to be completed in February 2006. The parties are further ordered to
4 participate in private mediation to be completed by May 31, 2006, if the matter is
5 not resolved following the settlement conference.

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7 Dated: September 20, 2005

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THE HONORABLE JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

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10 cc: ADR Department
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